Ogletree Deakins

Evan B. Citron 212.492.2068 evan.citron@ogletree.com

May 9, 2022

BY ECF

The Honorable Nelson S. Román United States District Judge United States District Court Southern District of New York 300 Quarropas Street White Plains, New York 10601

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

Attorneys At Law

599 Lexington Avenue, 17th Floor New York, NY 10022 Telephone: 212 492 2500

Telephone: 212.492.2500 Facsimile: 212.492.2501 www.ogletreedeakins.com

Due to a scheduled mediation, the parties' request to adjourn the telephonic Pretrial Conf. from May 11, 2022 until June 3, 2022 at 4 pm is GRANTED. The Court directs the parties to the Mar. 4, 2022 Minute Entry for dial-in instructions. Clerk of Court is requested to terminate the motion (doc.

157). Dated: White Plains, NY May 9, 2022

SO ORDERED:

HON. NELSON S. ROMAN UNITED STATES DISTRICT JUDGE

Re: Barbini et al. v. First Niagara Bank, N.A. et al., 16-CV-07887 (NSR)(JCM)

Your Honor:

We represent Defendants KeyBank National Association, successor by merger to First Niagara Bank, N.A., Irina Damyanidu, and Robert McMichael (collectively, "Defendants") in the above-referenced matter. On behalf of all parties, and in accordance with Rule 1.E of Your Honor's Individual Practices, we respectfully write to request an adjournment of the status conference currently scheduled for May 11, 2022 (the "Status Conference"), until a date subsequent to May 23, 2022 that is convenient for the Court.

In accordance with Your Honor's Mediation Referral Order (Docket No. 156), the parties are currently scheduled to appear for mediation through the Court-annexed Mediation Program on May 16, 2022 (the "Mediation"). In light of the parties' view that the Status Conference will prove more constructive and efficient if held after the Mediation, we respectfully request that the Court adjourn the Status Conference to a date subsequent to May 23, 2022 that is convenient for the Court.

We thank the Court for its consideration of this request.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:_
DATE FILED:_ 5/9/2022

Respectfully submitted,

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

By: <u>/s Evan B. Citron</u>
Evan B. Citron

cc: All counsel of record (by ECF)